

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CV 2008-026970

05/18/2012

HONORABLE MICHAEL J. HERROD

CLERK OF THE COURT  
M. Sahli  
Deputy

MARVIN L ERICKSON, et al.

DAN M DURRANT

v.

PAUL D MCKERNAN, et al.

THOMAS A CONNELLY

MINUTE ENTRY

9:16 a.m. This is the time set for Final Pretrial Management Conference. All parties appear telephonically. Plaintiffs are represented by counsel, Thomas Connelly. Defendants Folkestad are represented by counsel, Dan Durrant.

Court reporter, Linda Lopez is present. A record of the proceedings is made by audio and/or videotape.

Court and counsel discuss pretrial matters. The jury will consist of nine jurors. All nine (9) jurors will deliberate. A verdict will require the following: 7 of 9, 6 of 8, or 5 of 7 jurors. Each side shall have four (4) peremptory challenges.

Motions in Limine are argued to the Court.

Plaintiffs' Motion in Limine re Dr. Leibsohn is denied without prejudice to raising objections at trial.

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Plaintiff's Motion in Limine filed April 18, 2012 is held in abeyance pending trial testimony.

Defendant's Motion in Limine re Testimony of Melody McKernan is held in abeyance pending the written Response by Plaintiff.

**IT IS ORDERED** affirming Trial to a Jury set for June 4, 2012 at 9:30 a.m. before:

**THE HONORABLE MICHAEL J. HERROD**

Maricopa County Superior Court  
101 W. Jefferson – Courtroom 411  
Phoenix, AZ 85003  
(602) 372-0359

9:55 a.m. Matter concludes.

ALERT: The Arizona Supreme Court Administrative Order 2011-140 directs the Clerk's Office not to accept paper filings from attorneys in civil cases. Civil cases must still be initiated on paper; however, subsequent documents must be eFiled through AZTurboCourt unless an exception defined in the Administrative Order applies.